

Summary
Environmental Rules Board
Indiana Government Center North
Conference Room A
Indianapolis, Indiana
Wednesday, February 13, 2013

1. CALL TO ORDER

Chair Beverly Gard called the meeting to order at 1:30 p.m. A quorum was present.

2. INTRODUCTION OF BOARD MEMBERS

Chair Gard asked the board members to introduce themselves and their affiliations along with a brief biography.

Members present: Beverly Gard; William Etzler; Tom Anderson; Ted Niemiec; Gary Powdrill; Ken Rulon; Chris Horn; Gail Boydston; Kelly Carmichael; Calvin Davidson; Mike Mettler; Pam Fisher; Robert Carter; Gina Sheets (substituting for Amy Cornell) and Keith Baugues (substituting for Tom Easterly).

Present for IDEM: Assistant Commissioner Bruno Pigott, Office of Water Quality (OWQ); Martha Clark Mettler, Deputy Assistant Commissioner, OWQ; Bruce Palin, Assistant Commissioner, Office of Land Quality (OLQ); Peggy Dorsey, Deputy Assistant Commissioner, OLQ; Keith Baugues, Assistant Commissioner, Office of Air Quality (OAQ); Roger Letterman, Deputy Assistant Commissioner, OAQ; Nancy King, Branch Chief, Rules Development Branch, Office of Legal Counsel (OLC); and Chris Pedersen, Section Chief, Rule Development Section, OLC.

Thereafter, Chair Gard called on Nancy King to introduce IDEM's Assistant Commissioners, Deputy Assistant Commissioners and Rules Development staff.

3. BOARD MEMBERS' ORIENTATION

Nancy King gave an overview of the rulemaking process and administrative procedures. She presented a flowchart to highlight the basic rulemaking process of preliminary and final adoption. She explained other types of rulemakings i.e., Emergency Rule, Section 7 and Section 8 rules, and sunset rulemakings. She acknowledged the effect of the Governor's Moratorium relevant to the rulemaking process.

Ms. King also mentioned the state's Ethics Training by saying that some of the new board members would have to take the Ethics training now while others who took the training in 2012 would not need to take it until 2014. An Ethics Commission officer is expected to give a presentation at the upcoming March board meeting.

Chair Gard brought attention to a few administrative details in the *Chair's Guidelines for the Environmental Rules Board* document.

Chris Pedersen spoke on the active and future rulemakings that were listed in the *IDEM Active Rulemaking Chart*.

4. OPEN FORUM

There were two commenters:

1. Mr. Randy Staley, Staley Soil Service, commented on the issue of wastewater application septage disposal on land at 327 IAC 7.1-8-1(c)(5) and requested IDEM's interpretation of the rule language.
2. Ms. Kay Nelson, Director, Environmental Affairs, Northwest Indiana Forum spoke about northern Indiana receiving an ozone nonattainment designation for Lake and Porter counties due to the effect of Chicago.

5. ADJOURNMENT

The next meeting is tentatively scheduled for 1:30 p.m. EDT on Wednesday, March 13, 2013, at the Indiana Government Center South Conference Room A. Chair Gard adjourned the meeting at 2:30 p.m.

CHAIRPERSON

The summary is derived from Rules Development Branch staff members' notes. To view approved summaries, you may go online to <http://www.in.gov/idem/4696.htm#erb>.